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JOHN P. SUTTON (SBN 36560)
Attorney at Law
2421 Pierce Street
San Francisco, CA 94115-1131
Telephone (415) 929-7408
Facsimile (415) 922-2885

Nov 16 '06

* E-filed 11/16/06 *

RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.

Attorney for Plaintiff
CYGNUS TELECOMMUNICATIONS
TECHNOLOGY, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(San Jose Division)

CYGNUS TELECOMMUNICATIONS
TECHNOLOGY, LLC,

Case No. MDL 1423

Plaintiff,

Case No. C-06-03843 RMW

v.

AMERICAN INTERNATIONAL
TELEPHONICS, LLC, AMERICAN
INTERNATIONAL TELEPHONICS, LLC,
CALLMASTER, GLOBAL TELECOM
SOLUTIONS, INTERNATIONAL
TELECOM EXCHANGE, NET2CALLS,
NETWORK ENHANCED
TECHNOLOGIES, INC., POLARIS
COMMUNICATIONS & NETWORKING
TECHNOLOGIES LTD., AND TREMCOM
INTERNATIONAL INC.

STIPULATED DISMISSAL WITH
PREJUDICE AND ENTRY OF
PERMANENT INJUNCTION AS TO
DEFENDANT INTERNATIONAL
TELECOM EXCHANGE, INC. ONLY

Defendants.

Plaintiff Cygnus Telecommunications Technology, LLC ("Cygnus") and defendant
International Telecom Exchange, Inc. ("Defendant") have entered into a settlement agreement

STIPULATED DISMISSAL WITH PREJUDICE AND ENTRY OF PERMANENT
INJUNCTION AS TO DEFENDANT INTERNATIONAL TELECOM EXCHANGE, INC.
ONLY

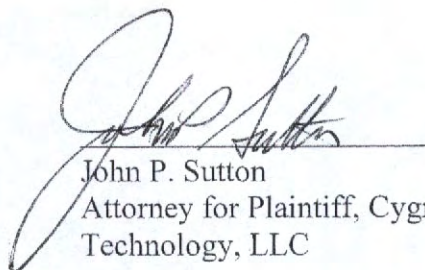
1 pursuant to which this action is to be concluded. Based on this settlement, the parties have
2 agreed, inter alia, as follows:

3 1. As to past infringement alleged by Cygnus the Complaint is dismissed with prejudice.

4 2. A permanent injunction shall be entered in this case against Defendant, as provided under
5 35 U.S.C. § 283.

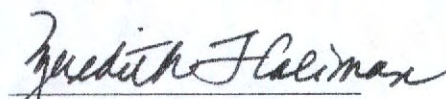
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7 STIPULATED ON BEHALF OF PLAINTIFF:

8 Dated: Nov 13, 2006

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11 
12 John P. Sutton
13 Attorney for Plaintiff, Cygnus Telecommunications
Technology, LLC

14 STIPULATED ON BEHALF OF DEFENDANT INTERNATIONAL TELECOM EXCHANGE,
15 INC.:

16 Dated: November 3, 2006

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19 
20 Meredith L. Caliman, Esq
21 Attorney for Defendant, International Telecom
22 Exchange, Inc.

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28 STIPULATED DISMISSAL WITH PREJUDICE AND ENTRY OF PERMANENT
INJUNCTION AS TO DEFENDANT INTERNATIONAL TELECOM EXCHANGE, INC.
ONLY

1 THE PARTIES HAVE STIPULATED, IT IS HEREBY ORDERED THAT:

- 2 1. The Complaint is dismissed with Prejudice.
- 3 2. Defendant is permanently enjoined from making, using, selling and offering for sale
- 4 the patented inventions.

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6 11/16/06

7 Date

8 Ronald M. Whyte

9 Ronald M. Whyte

10 United States District Judge

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STIPULATED DISMISSAL WITH PREJUDICE AND ENTRY OF PERMANENT
INJUNCTION AS TO DEFENDANT INTERNATIONAL TELECOM EXCHANGE, INC.
ONLY